IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 10TH APRIL 2007 / 20TH CHAITHRA 1929

WP(C).No. 4620 of 2007(Y)

PETITIONER:

FASEELA, W/O. ABDUL NAZAR,
AGED 28, THONIKKADAVATH HOUSE,
ATHAVANAD P.O., MALAPPURAM DISTRICT.

BY ADV. SRI.JACOB SEBASTIAN

RESPONDENTS:
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1. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES, MALAPPURAM.

2. THE KOTTAKKAL CO-OPERATIVE URBAN BANK, KOTTAPPADI, KOTTAKKAL, MALAPPURAM DISTRICT.

3. THE AUTHORIZED OFFICER (GENERAL MANAGER) KOTTAKKAL CO-OPERATIVE URBAN BANK, KOTTAPPADI, KOTTAKKAL, MALAPPURAM DISTRICT.

R1 BY G.P. SRI.P.K.RAVIKRISHNAN
R3 BY ADV. SRI.DEVAPRASANTH.P.J.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 10/04/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER'S EXHIBITS:

P1: TRUE COPY OF THE NOTICE DT.2.1.2007 PUBLISHED BY R2 BANK IN THE CHANDRIKA DAILY.

P2: TRUE COPY OF THE CIRCULAR DT.27.2.2006 OF THE REGISTRAR OF CO-OPERATIVE SOCIETIES.

TRUE COPY

P.A. TO JUDGE

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.4620 of 2007

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Dated this the 10th day of April, 2007.

JUDGMENT

Heard counsel for the petitioner and Standing Counsel for the second respondent-Bank. Since the loan is covered by security and petitioner has already remitted Rs.3 lakhs, W.P. is disposed of granting instalment facility to the petitioner to clear the balance arrears in monthly instalments of rupees two lakhs each along with interest. First instalment will be paid on or before 30th of this month and the balance on or before 30th of every succeeding month until arrears are cleared. There will be direction to the Bank to grant incentives if any eligible, if petitioner complies with the above direction. Recovery proceedings will be kept in abeyance for payment as above and if default is committed in payment of any instalment, the instalment facility will stand cancelled and respondents will be free to proceed for recovery of entire arrears.

C.N.RAMACHANDRAN NAIR
Judge

pms